IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CONTEMPT PETITION NO.297 OF 2006

Smt.Walzade Baby Madhavrao ...Petitioner

vs.

K.G.Limaye,Chairman
Sudhagad Education Society & Ors. ...Respondents

Mr.T.K.Bairagdar i/b M/s.M.P.Vashi & Associates for the Petitioner
Mr.D.A.Patil,A.G.P. for Respondent No.9.

CORAM: A.S.OKA,J.
DATE : MAY 4,2007.

P.C.:

1. Heard Advocates for the parties. The breach alleged in this Petition is of order dated 18th July 2006 passed in Letters Patent Appeal No.124 of 2006. It is not in dispute between the parties that taking into account the deposit of sum of Rs.1,34,450/- made by the Contemnors in this Court and the payment of amounts from time to time to the Petitioner, there is a compliance made with the order dated 18th July 2006. It is stated that a cheque in the sum of Rs.1,34,450/- deposited by the Contemnors is not yet encashed. The learned Advocate for the Contemnors assures the Court that the said cheque will be honoured.

2. The Contemnors have paid a sum of Rs.25,000/- to the Petitioner by way of costs of this Petition. Moreover, the Contemnors have paid to the Maharashtra Legal Services

Authority a sum of Rs.25,000/- by way of a donation. There is an Affidavit filed by the sixth Respondent tendering an unconditional apology to this Court. The learned Advocate for the Contemnors assures the court that the monthly salary and allowances payable to the Petitioner will be paid to the Petitioner regularly as per the order of this Court dated 18th July 2006. The assurance is accepted.

3. Considering the substantial compliance made by the Contemnors and the payment of amount of costs to the Petitioner, no further action is required to be taken against the Contemnors. The apology tendered by the sixth Contemnor is accepted. Hence, notice issued to the Contemnors is discharged. Petition is disposed of.

4. It will be open for the Petitioner to withdraw a sum of Rs.1,34,450/- deposited by the Contemnors in this Court. In case the cheque is not honoured, it will be open for the Petitioner to apply to this Court.

JUDGE

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